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**AMENDMENT TO THE AMENDMENT IN THE  
NATURE OF A SUBSTITUTE TO H.R. 3884  
OFFERED BY Mr. Buck**

Page 3, strike line 22 and all that follows through  
page 8, line 4, and insert the following:

**1 SEC. 3. RULE REGARDING APPLICATION TO CANNABIS.**

2 (a) IN GENERAL.—Part G of the Controlled Sub-  
3 stances Act (21 U.S.C. 801 et seq.) is amended by adding  
4 at the end the following:

5 “RULE REGARDING APPLICATION TO CANNABIS  
6 “SEC. 710. (a) The provisions of this title as applied  
7 to cannabis, other than the provisions described in sub-  
8 section (c) and other than as provided in subsection (d),  
9 shall not apply to any person acting in compliance with  
10 State law relating to the manufacture, production, posses-  
11 sion, distribution, dispensation, administration, or delivery  
12 of cannabis.

13 “(b) The provisions of this title related to cannabis,  
14 other than the provisions described in subsection (c) and  
15 other than as provided in subsection (d), shall not apply  
16 to any person acting in compliance with the law of a feder-  
17 ally recognized Indian tribe within its jurisdiction in In-  
18 dian country, as defined in section 1151 of title 18, United

1 States Code, related to the manufacture, production, pos-  
2 session, distribution, dispensation, administration, or de-  
3 livery of cannabis so long as such jurisdiction is located  
4 within a State that permits, respectively, manufacture,  
5 production, possession, distribution, dispensation, admin-  
6 istration, or delivery of cannabis.

7 “(e) The provisions described in this subsection are—

8 “(1) section 401(a)(1), with respect to a viola-  
9 tion of section 409 or 418;

10 “(2) section 409;

11 “(3) section 417; and

12 “(4) section 418.

13 “(d) Subsection (a) shall not apply to any person  
14 who—

15 “(1) violates the Controlled Substances Act  
16 with respect to any other controlled substance;

17 “(2) notwithstanding compliance with State or  
18 tribal law, knowingly or intentionally manufactures,  
19 produces, possesses, distributes, dispenses, admin-  
20 isters, or delivers any other cannabis in violation of  
21 the laws of the State or tribe in which such manu-  
22 facture, production, possession, distribution, dis-  
23 pensation, administration, or delivery occurs; or

1           “(3) employs or hires any person under 18  
2           years of age to manufacture, produce, distribute,  
3           dispense, administer, or deliver cannabis.”.

4           (b) TRANSPORTATION SAFETY OFFENSES.—Section  
5 409 of the Controlled Substances Act (21 U.S.C. 849) is  
6 amended—

7           (1) in subsection (b), in the matter preceding  
8           paragraph (1)—

9                   (A) by striking “A person” and inserting  
10                   “Except as provided in subsection (d), a per-  
11                   son”; and

12                   (B) by striking “subsection (b)” and in-  
13                   serting “subsection (c)”;

14           (2) in subsection (c), in the matter preceding  
15           paragraph (1)—

16                   (A) by striking “A person” and inserting  
17                   “Except as provided in subsection (d), a per-  
18                   son”; and

19                   (B) by striking “subsection (a)” and in-  
20                   serting “subsection (b)”;

21           (3) by adding at the end the following:

22           “(d) EXCEPTION.—Subsections (b) and (c) shall not  
23           apply to any person who possesses, or possesses with in-  
24           tent to distribute cannabis in compliance with section  
25 710.”.

1 (c) DISTRIBUTION TO PERSONS UNDER AGE 21.—  
2 Section 418 of the Controlled Substances Act (21 U.S.C.  
3 859) is amended—

4 (1) in subsection (a), in the first sentence, by  
5 inserting “and subsection (c) of this section” after  
6 “section 419”;

7 (2) in subsection (b), in the first sentence, by  
8 inserting “and subsection (c) of this section” after  
9 “section 419”; and

10 (3) by adding at the end the following:

11 “(c) Subsections (a) and (b) shall not apply to any  
12 person at least 18 years of age who distributes medicinal  
13 cannabis to a person under 21 years of age in compliance  
14 with section 710.”.

15 (d) RULE OF CONSTRUCTION.—

16 (1) IN GENERAL.—Conduct in compliance with  
17 this section and the amendments made by this sec-  
18 tion—

19 (A) shall not be unlawful;

20 (B) shall not constitute trafficking in a  
21 controlled substance under section 401 of the  
22 Controlled Substances Act (21 U.S.C. 841) or  
23 any other provision of law; and

24 (C) shall not constitute the basis for for-  
25 feiture of property under section 511 of the

1           Controlled Substances Act (21 U.S.C. 881) or  
2           section 981 of title 18, United States Code.

3           (2) PROCEEDS.—The proceeds from any trans-  
4           action in compliance with this section and the  
5           amendments made by this section shall not be  
6           deemed to be the proceeds of an unlawful trans-  
7           action under section 1956 or 1957 of title 18,  
8           United States Code, or any other provision of law.



